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each day due to defendants' false and misleading statements about a plaintiff, an expedited schedule is warranted to protect a plaintiff's rights. Here, GW Equity has absolutely no ability to mitigate the damage because it has no control over who views the false and misleading information posted on Defendants' websites. More importantly, GW Equity has no ability to counteract the perceptions formed by potential clients who read the false and misleading information on the websites. This continuing and unmanageable harm creates the emergency nature of this motion.

Expedited proceedings in this case will not prejudice or burden Defendants. Indeed, any detriment Defendants may experience pales in comparison to the harm GW Equity will experience if this case is not resolved quickly. Although Defendants attempt to characterize this case as "complex," a review of the factual and legal issues presented in GW Equity's pleadings paint an entirely different picture. The instant case presents straightforward legal issues. The parties will only need to call a small number of witnesses at trial. Furthermore, the parties can seek discovery in an expeditious manner as each of their discovery requests will likely not be onerous.

Even if this Court does not agree with the proposed discovery deadline and trial date as set forth in GW Equity's motion, it respectfully requests that this Court order this case to proceed on an expedited basis and enter a scheduling order setting a trial date immediately.<sup>1</sup> Expediting proceedings here is both necessary and appropriate under the circumstances and this Court should allow the parties to proceed ahead with discovery as soon as practicable.

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<sup>1</sup> In their brief, Defendants point out that GW Equity has not filed its Rule 26 mandatory disclosures and its RICO case statements. Nevertheless, GW Equity is prepared to file such papers with the Court as soon as it receives a ruling on its motion and discovery moves forward.

**CONCLUSION**

For the reasons state above, GW Equity requests that the Court grant its motion for expedited proceedings.

Dated: August 22, 2007

Respectfully submitted,

/s/ John T. Cox III

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**CERTIFICATE OF SERVICE**

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